

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BERNARDUS HENRICUS  
FUNNEKOTTER, HERMANNES VAN  
DUREN, JR., MARGARETA VAN DUREN,  
DICKY ROELANDA BREYTENBACH,  
ROMELIA GWENDOLYN FISHER, MAX  
WILLEM ARTHUR GRAAF VAN  
RECHTEREN LIMPURG, ROLF JAN  
PHILIP WALRAVEN, WESSEL JOHANNES  
WELLER, LOEKIE WELLER, JOHAN  
PIETER WELLER, LION HELLMUT  
BENJAMINS, CAREL FREDERIK DES  
TOMBE, ERICA HANSEN,

09 Civ. 8168 (CM)

**AFFIDAVIT OF SERVICE**

Petitioners,

-against-

REPUBLIC OF ZIMBABWE,

Respondent.

BERNARDUS HENRICUS FUNNEKOTTER  
*et al.*,

13 Civ. 1917 (CM)

Plaintiffs,

-against-

AGRICULTURAL DEVELOPMENT BANK  
OF ZIMBABWE, MINERALS MARKETING  
CORPORATION OF ZIMBABWE, ZB  
BANK LIMITED, ZIMBABWE MINING  
DEVELOPMENT CORPORATION, ZIMRE  
HOLDINGS LIMITED and REPUBLIC OF  
ZIMBABWE,

Defendants.

STATE OF NEW YORK                  )  
                                          ) ss.:  
COUNTY OF NEW YORK                )

Matthew Lyden, being duly sworn, deposes and says:

1. I am over the age of 18 years and am not a party to this action. My business address is Miller & Wrubel P.C., 570 Lexington Avenue, 25<sup>th</sup> Floor, New York, New York 10022.

2. On February 1, 2016, I served by First Class Mail true and correct copies of: (i) Notice of Motion for Writs of Execution Pursuant to Fed. R. Civ. P. 69(a) and 28 U.S.C. § 1610, dated February 1, 2016, together with the Proposed Order annexed thereto; (ii) Memorandum of Law in Support of Motion for Writs of Execution Pursuant to Fed. R. Civ. P. 69(a) and 28 U.S.C. § 1610, dated February 1, 2016; (iii) Declaration of Charles R. Jacob III, dated February 1, 2016, together with Exhibits 1-3 and the publicly filed cover page for Exhibit 4, which Exhibit was filed under seal and contained information subject to confidentiality orders in the above-referenced actions; and (iv) the letter of Charles R. Jacob III to Hon. Colleen McMahon, dated February 1, 2016, on:

Richard A. Roberts, Esq.  
200 East Post Road  
White Plains, NY 10601  
*Counsel for the Non-ZB Bank Defendants*

by depositing true and correct copies of same properly wrapped in an envelope, in a receptacle maintained for that purpose by the United States Postal Service at the corner of 50<sup>th</sup> Street and Third Avenue, New York, New York.

3. On February 1, 2016, I served by First Class Mail true and correct copies of the foregoing documents on:

Edward P. Gilbert, Esq.  
Morrison Cohen LLP  
909 Third Avenue  
New York, NY 10022  
*Counsel for defendant ZB Bank Limited*

by depositing true and correct copies of same properly wrapped in an envelope, in a receptacle maintained for that purpose by the United States Postal Service at the corner of 50<sup>th</sup> Street and Third Avenue, New York, New York.

4. On February 1, 2016, I served by Airmail true and correct copies of the foregoing documents on:

Republic of Zimbabwe  
c/o S. S. Mumbengegwi  
Minister of Foreign Affairs  
Ministry of Foreign Affairs  
Munhumutapa Building, Samora Machel Ave  
P.O. Box 4240  
Harare, Zimbabwe

by depositing true and correct copies of same properly wrapped in an envelope, in a receptacle maintained for that purpose by the United States Postal Service at the corner of 50<sup>th</sup> Street and Third Avenue, New York, New York.

5. On February 1, 2016, I served by Federal Express true and correct copies of the foregoing documents on:

Priya Aiyar, Esq.  
Acting General Counsel  
United States Treasury  
1500 Pennsylvania Avenue, NW  
Washington D.C. 20220

by delivering true and correct copies of the same properly wrapped in an envelope to a branch of Federal Express located at 641 Lexington Avenue, New York, New York.

6. On February 1, 2016, I served by Federal Express true and correct copies of the foregoing documents on:

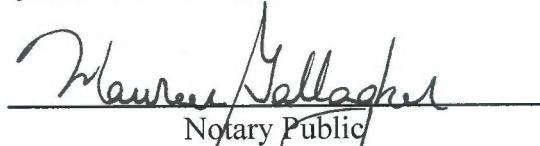
Office of Foreign Assets Control  
U.S. Department of the Treasury  
Treasury Annex  
1500 Pennsylvania Avenue, NW  
Washington, DC 20220  
Attn: Licensing Division

by delivering true and correct copies of the same properly wrapped in an envelope to a branch of Federal Express located at 641 Lexington Avenue, New York, New York.



Matthew Lyden

Sworn to before me this  
3rd day of February 2016



Maureen Gallagher  
Notary Public

MAUREEN GALLAGHER  
Notary Public, State of New York  
No. 01GA4706185  
Qualified in New York County  
Commission Expires September 30, 2017